



Attorney Docket No.: P-5609-US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): GILAD, Zvika et al. Examiner: Not yet known

Serial No.: 10/540,890 Group Art Unit: 2856

Filed: February 23, 2006

Title: IMMOBILIZABLE IN VIVO SENSING DEVICE

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT**

Pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, this Information Disclosure Statement includes Form PTO/SB/08:

- listing documents including patents, publications and other information for consideration by the Examiner, however, since the subject application was filed after June 30, 2003, copies of United States patents and/or United States patent application publications are not included in this information disclosure statement; and/or
- listing documents including patents, publications and other information that have been previously cited or submitted to the Patent Office in prior application U.S. Serial No. \_\_\_\_\_, filed \_\_\_\_\_ which is properly identified and relied on for an earlier effective filing date under 35 U.S.C. 120 for consideration by the Examiner; however, in accordance with 37 C.F.R. 1.98(d), copies of such documents are not included in this information disclosure statement; and/or
- listing documents including patents, publications, and other information for consideration by the Examiner, copies of which are included with this information disclosure statement;
- listing other information for the Examiner's consideration which was cited in a communication from a foreign patent office in a counterpart foreign application, a copy of which is included with this information disclosure statement.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /S.C./

APPLICANTS: GILAD, Zvika et al.  
SERIAL NO.: 10/540,890  
FILED: February 23, 2006  
Page 2

The information herein cited is only in fulfillment of Applicant(s) duty of candor in disclosing all information brought to Applicant(s) attention. This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art". If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant(s) reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant(s) further reserve(s) the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

In accordance with MPEP Sections 609 and 707.05(b), it is requested that each and every document cited (including any cited in applicant's specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing on Form PTO-1449. Such initialing is requested even if the Examiner does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application and is evidence that the Examiner has considered the document.

This Information Disclosure Statement is being filed:

I)  Within three (3) months of filing the subject Application or entry of the subject Application into the national stage or before mailing of the first Office Action on the merits of the subject Application or a request for continued examination thereof, whichever event occurs last pursuant to of 37 C.F.R. §1.97 (b); or

II)  After the period specified in (I) but before the mailing date of either a final Official Action under 37 C.F.R. §1.113 or a notice of allowance under 37 C.F.R. §1.311 whichever occurs first and;

1.  the undersigned hereby states that each item of information listed on the Form PTO-1449 was either (i) cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement or (ii) not cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, not known to any individual designated in §1.56(c) more than three (3) months prior to the filing of this information disclosure statement; or

APPLICANTS: GILAD, Zvika et al.  
SERIAL NO.: 10/540,890  
FILED: February 23, 2006  
Page 3

2.  the undersigned hereby authorizes the Patent Office to charge the fee in the amount of \$180.00 under 37 C.F.R. §1.17 (p) to Deposit Account 50-3355.

III)  After the period in (I) and (II) but before the payment of the issue fee and,

1. The undersigned hereby states:
  - a)  that each item of information cited on the form PTO-1449 was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement; or
  - b)  that no items of information contained in Form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement; and
2.  The undersigned hereby authorizes the Patent Office to charge the Petition fee in the Amount of \$180.00 under 37 C.F.R. §1.17 (p) to Deposit Account 50-3355.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-3355.

Respectfully submitted,

  
Robert D. Schaffer  
Attorney/Agent for Applicant(s)  
Registration No. 33,775

Dated: August 21, 2006

Pearl Cohen Zedek Latzer, LLP  
1500 Broadway, 12th Floor  
New York, New York 10036  
Tel: (646) 878-0800  
Fax: (646) 878-0801



PTO/GRD/08a (07-05)

Approved for use through 07/31/2006. GMB 0551-0231  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet	1	of	2	Attorney Docket Number	P-5609-US
-------	---	----	---	------------------------	-----------

## Complete if Known

Application Number	10/540,890
Filing Date	February 23, 2006
First Named Inventor	GILAD, Zvika
Art Unit	2856
Examiner Name	Not yet known

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. Number-Kind Code <sup>3</sup> (if known)	Document Number Number-Kind Code <sup>3</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
A	US-4,741,327	05-03-1988	YABE		
B	US-3,683,389	08-08-1972	HOLLIS		
C	US-6,475,145	11-05-2002	BAYLOR		
D	US-6,165,128	12-26-2000	CESPEDES, ET AL.		
E	US-2001/0051766	12-13-2001	GAZDZINSKI		
F	US-2003/0013370	01-16-2003	GLUKHOVSKY		
G	US-5,421,337	08-06-1995	RICHARD S. KORTUM, ET AL.		
R	US-2007/00135802	11-01-2001	IDLORN, ET AL.		
I	US-6,240,312	05-29-2001	ALFANO, ET AL.		
J	US-3,971,362	07-27-1976	POPE, ET AL.		
K	US-4,699,621	08-25-1987	KLEINBERG		
L	US-8,44,076	07-04-1989	LESHO, ET AL.		
M	US-5,279,607	01-18-1994	SCHENTAG, ET AL.		
N	US-5,604,531	02-18-1997	IDDAN, ET AL.		
O	US-5,819,736	10-13-1998	AVNY, ET AL.		
P	US-5,833,603	11-10-1998	KOVACS, ET AL.		
Q	US-5,853,005	12-29-1998	SCANLON		
R	US-6,074,349	06-13-2000	CROWLEY		
S	US-4,815,113	04-10-1990	HOLMAN		
T	US-4,278,077	07-14-1981	MIZUMOTO		

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. Country Code <sup>3</sup> Number-Kind Code <sup>3</sup> (if known)	Foreign Patent Document Number-Kind Code <sup>3</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>4</sup>
U	WO 92/21307		12-10-1992			<input type="checkbox"/>
V	JP 07-45353		08-10-1995			<input type="checkbox"/>
W	HEI 4-180736		06-26-1992			<input type="checkbox"/>
X	HEI 3-289779		12-19-1991			<input type="checkbox"/>
Y	WO 01/50941		07-19-2001			<input type="checkbox"/>
Z	WO 01/08548		02-08-2001			<input type="checkbox"/>
AA	WO 01/53792		06-26-2001			<input type="checkbox"/>
AB	WO 01/67377		11-22-2001			<input type="checkbox"/>
AC	JP 2001/249355		08-21-2001			<input type="checkbox"/>
AD	DE 34 40 177		05-15-1986			<input type="checkbox"/>
AE	JP 4705921		04-16-1992			<input type="checkbox"/>
AF	JP 5546616		01-20-1993			<input type="checkbox"/>
AG	WO 99/111616		03-26-1998			<input type="checkbox"/>
AH	JP 6142081		05-24-1994			<input type="checkbox"/>

Examiner Signature	/Samuel Candler/	Date Considered	06/30/2009
--------------------	------------------	-----------------	------------

\*EXAMINER: Indicate if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>4</sup> Applicant's unique citation designation number (optional).



PTO/SB/08b (07-05)

Approved for use through 08/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Application Number	10/640,890
		Filing Date	February 23, 2006
		First Named Inventor	GILAD, Zvika
		Art Unit	2856
(use as many sheets as necessary)		Examiner Name	Not yet known
Sheet	2	of	2
		Attorney Docket Number	P-5609-US

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Ctg No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
AI	AI	ROWLANDS, ET AL: "The Radio Pill", British Communications and Electronics, August 1990, pp. 598-601.	<input type="checkbox"/>
	AJ	*Video Camera to TAKE- RF Systems Lab	<input type="checkbox"/>
	AK	CRUM: "Wellesley company sends body monitors into space", April 1998.	<input type="checkbox"/>
	AL	SWAIN, CP., GONG, F., MILLS TN: "Wireless transmission of a color television moving image from the stomach using a miniature CCD camera, light source and microwave transmitter", Gastropointest Endosc 1997;45:AB40	<input type="checkbox"/>
	AM	PCT International Search Report of International Application No. PCT/IL01/00912	<input type="checkbox"/>
			<input type="checkbox"/>

Examiner Signature	/Samuel Candler/	Date Considered	06/30/2009
--------------------	------------------	-----------------	------------

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

The collection of information is required by 37 CFR 1.97 and 1.98. The information is mandatory to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application for a patent or a patent application under 37 CFR 1.11. This form is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.